1	BEFORE THE PERSONNEL APPEALS BOARD		
2	STATE OF WASHINGTON		
3 4 5 6 7 8	DOUGLAS KEPLER,  Appellant,  v.  DEPARTMENT OF SOCIAL AND HEALTH SERVICES,  Respondent.	) ) Case No. ALLO-98-0019 ) ORDER OF THE BOARD FOLLOWING ) HEARING ON EXCEPTIONS TO THE ) DETERMINATION OF THE DIRECTOR ) )	
9	Respondent.	) -	
10 11 12 13 14	Hearing on Exceptions. This appeal came on for hearing before the Personnel Appeals Board WALTER T. HUBBARD, Chair; NATHAN S. FORD JR., Vice Chair; and GERALD L. MORGEN, Member, on Appellant's exceptions to the Director's determination dated October 15 1998. The hearing was held at the office of the Personnel Appeals Board in Olympia, Washington on June 24, 1999.		
16 17 18	information. The exhibits to this appeal include to progress reports. Due to the confidential nature	ed concerns about the confidentiality of patient he names of patients, patient treatment records and e of this information, the Board hereby seals the	
20 21 22 23		as present and appeared <i>pro se</i> . Respondent S) was represented by Jesse Powell, Classification	
24 25 26	Background. Appellant requested a reallocation	on of his position by submitting a classification (SH) on August 12, 1997. Lynne Glad, Personnel	

Personnel Appeals Board 2828 Capitol Boulevard Olympia, Washington 98504

Officer for WSH, conducted a review of Appellant's position. Ms. Glad determined that Appellant's position was properly allocated to the Institution Counselor 2 classification.

Appellant appealed Ms. Glad's decision to the Director of the Department of Personnel. The Director's designee, Jamie M. Peck, conducted an allocation review of Appellant's position. By letter dated October 15, 1998, Ms. Peck determined that Appellant's position was properly allocated. On November 12, 1998, Appellant filed timely exceptions to the Director's determination with the Personnel Appeals Board. Appellant's exceptions are the subject of this proceeding.

In summary, Appellant disagrees with the Director's findings that Program for Adaptive Living Skills (PALS) patients are not considered difficult patients as described in the definition of the Institution Counselor 3 classification.

Summary of Appellant's Argument. Appellant argues that his position should be reallocated to the Institution Counselor 3 classification because on a regular basis, patients assigned to PALS are assaultive, delusional and threatening. Appellant contends that the PALS program serves chronically, mentally ill patients who have been stabilized and are preparing to be released into the community. Appellant asserts that the PALS program has a 30 percent recidivism rate and that when a patient regresses, staff are frequently assaulted and injured. Appellant contends that the patients served by the PALS program meet the definition of more difficult assaultive cases as described by the Institution Counselor 3 classification.

Summary of Respondent's Argument. Respondent argues that Appellant's position best fits the Institution Counselor 2 classification. Respondent asserts that patients are stabilized before being assigned to the PALS program. While a percentage of patients do regress, on the whole, the patients assigned to PALS are less difficult than the patients housed in the main institution of WSH. Respondent contends that when a PALS patient shows signs of regressing, the patient is sent back to the main institution. Respondent further contends that the Institution Counselor 3 classification

difficult patients a majority of the time, Respondent argues that his position best fits the Institution

Washington State University, PAB Case No. 3722-A2 (1994).

Counselor 2 classification.

**Primary Issue.** Whether the Director's determination that Appellant's position is properly allocated to the Institution Counselor 2 classification should be affirmed.

was designed to be used in the main institution. Because Appellant does not work with the more

**Relevant Classifications.** Institution Counselor 2, class code 35450, and Institution Counselor 3, class code 35460.

**Decision of the Board.** The purpose of a position review is to determine which classification best describes the overall duties and responsibilities of a position. A position review is neither a measurement of the volume of work performed, nor an evaluation of the expertise with which that work is performed. Also, a position review is not a comparison of work performed by employees in similar positions. A position review is a comparison of the duties and responsibilities of a particular position to the available classification specifications. This review results in a determination of the class which best describes the overall duties and responsibilities of the position. <u>Liddle-Stamper v.</u>

It is unrefuted that some of the patients in the PALS program are difficult. However, when a patient

becomes assaultive, the patient is returned to the main institution. Seventy percent of PALS

patients are successfully treated and released. Therefore, the majority of PALS patients are not more difficult cases as described in the definition of the Institution Counselor 3 classification. Furthermore, the Institution Counselor 3 classification requires incumbents to be specialists or intensive service workers. Appellant is not a specialist and he is not an intensive service worker. Rather, a majority of the time, Appellant counsels and assists PALS patients to improve their adjustment to the community. Appellant's position is best described by the Institution Counselor 2 classification.

- 1			
1	If class specifications become outdated as functions of positions evolve, the Personnel Appeals		
2	Board is not the proper entity to rewrite class specifications. Sorenson v. Dep't of Social and		
3	Health Services, PAB No. A94-020 (1995). We encourage Respondent to work with the		
4	Department of Personnel to review the Institution Counselor class series. While we find that the 2		
5	level is the best fit for Appellant's position, the language in the series has not been revised since		
6	before the PALS program was established. Therefore, the series should be revised so that it		
7 8	specifically addresses the unique environment and clientele found in the PALS program.		
9	Conclusion. The appeal on exceptions by Appellant should be denied and the Director's		
10	determination dated October 15, 1998, should be affirmed and adopted.		
11	ODDED		
12	ORDER		
13	NOW, THEREFORE, IT IS HEREBY ORDERED that the appeal on exceptions by Appellant is		
14	denied and the Director's determination dated October 15, 1998, is affirmed and adopted. A copy is		
15	attached.		
16	DATED this, 1999.		
17	WASHINGTON STATE PERSONNEL APPEALS BOARD		
18			
19	Walter T. Hubbard, Chair		
20			
21	Nathan S. Ford Jr., Vice Chair		
22	Nathan S. Port Jr., vice Chan		
23			
24	Gerald L. Morgen, Member		
25			
- 1			